

1 RENE L. VALLADARES
Acting Federal Public Defender
2 State Bar No. 11479
JONATHAN SUSSMAN
3 Assistant Federal Public Defender
411 E. Bonneville Avenue, Ste. 250
4 Las Vegas, Nevada 89101
(702) 388-6577 (Voice)
5 (702) 388-6261 (Fax)

6 Attorney for Defendant,
Barnaby Kue Ly

7
8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 * * *

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 vs.
14 BARNABY KUE LY,
15 Defendant.
16

2:05-cr-00382-JCM-RJJ

UNOPPOSED MOTION TO
TEMPORARILY MODIFY CONDITIONS
OF PRETRIAL RELEASE

17 Defendant, Barnaby Kue Ly moves this Court for a modification of his conditions of
18 pretrial release pursuant to 18 U.S.C. §3145. This motion seeks permission for Mr. Ly to visit his
19 Aunt in Brookfield, Wisconsin from June 29 through July 6 at an address that has been provided to
20 Pretrial Services.

21 Mr. Ly was arrested for False Statement in Application and Use of Passport and
22 Misuse of Passport in the above-captioned case. He was brought before this Court on April 12,
23 2011. He was released pursuant to the following conditions:

- 24 (a) report to Pretrial Services,
25 (b) maintain or actively seek employment,
26 (c) surrender any passport,
27 (d) obtain no passport,
28

- 1 (e) not travel outside of District of Nevada,
2 (f) participate in one of the location monitoring: home detention ,
3 (g) submit to location monitoring: Radio Frequency (RF) monitoring,
4 (h) shall not use any identifier, access devices, or accounts unless under true name
5 (i) maintain current residence.

6 Mr. Ly seeks permission to temporarily modify his conditions of pretrial release to
7 allow him to travel to visit his Aunt for the holidays. His Aunt lives in Brookfield, Wisconsin at an
8 address and telephone number that has been provided to Pretrial Services. Mr. Ly would be
9 departing Las Vegas, Nevada on June 29, 2011. He would be returning to his home on July 6, 2011.
10 His itinerary has been provided to Pretrial Services.

11 Pretrial Services does not oppose this temporary modification. The government also
12 does not oppose this temporary modification. Mr. Ly, thus, requests that this Court allow him to
13 travel to visit his Aunt in Brookfield, Wisconsin from June 29 until July 6, 2011.

14 DATED this 10th day of June, 2011.

15 RENE L. VALLADARES
16 Acting Federal Public Defender

17 /s/ Jonathan Sussman

18 JONATHAN SUSSMAN
19 Assistant Federal Public Defender
20 Counsel for Barnaby Kue Ly
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BARNABY KUE LY,

Defendant.

2:05-cr-00382-JCM-RJJ

**ORDER TO TEMPORARILY MODIFY
CONDITIONS OF PRETRIAL RELEASE**

Defendant, Barnaby Kue Ly, having moved this Court for modification of his conditions of pretrial release pursuant to 18 U.S.C. §3145 and Pretrial Services and the Government having consented to a modification of the conditions of pretrial release,

IT IS HEREBY ORDERED THAT Defendant Barnaby Kue Ly will be permitted to travel to visit his Aunt in Brookfield, Wisconsin from June 29 through July 6, 2011.

IT IS FURTHER ORDERED THAT, prior to traveling to visit his Aunt, Mr. Ly must provide the details and itinerary of his travel, including contact information for where and with whom he will be staying, to Pretrial Services.

Dated this 16th day of June, 2011.


UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF ELECTRONIC SERVICE

The undersigned hereby certifies that she is an employee of the Law Offices of the Federal Public Defender for the District of Nevada and is a person of such age and discretion as to be competent to serve papers.

That on June 10, 2011, she served an electronic copy of the above and foregoing

UNOPPOSED MOTION TO TEMPORARILY MODIFY CONDITIONS OF PRETRIAL

RELEASE by electronic service (ECF) to the person named below:

DANIEL BOGDEN
United States Attorney
GREGORY DAMM
Assistant United States Attorney
333 Las Vegas Blvd. So., 5th Floor
Las Vegas, Nevada 89101

/s/ Claudia Lopez

Claudia Lopez, an Employee of the Law Office of the
Federal Public Defender